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5 UNITED STATES DISTRICT COURT  
6 DISTRICT OF NEVADA  
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8 LISA CHE,

2:14-CV-42 JCM (GWF)

9 Plaintiff(s),

10 v.

11 MANDALAY BAY RESORT AND  
12 CASINO, et al.,

13 Defendant(s).  
14

15 ORDER

16 Presently before the court is the matter of *Che v. MGM Resorts International, et al.*, case no.  
17 2:14-cv-00042-JCM-GWF.

18 On January 16, 2014, defendants filed a motion to dismiss (doc. # 5). On February 3, 2014,  
19 plaintiff filed an amended complaint pursuant to Fed. R. Civ. P. 15(a). (Doc. # 10).

20 An amended complaint supersedes the original pleading, making it "non-existent." *Valadez-*  
21 *Lopez v. Chertoff*, 656 F.3d 851,857 (9th Cir. 2011). If a litigant files an amended pleading, then  
22 motions to dismiss the original complaint are mooted without prejudice. *Johnson v. Cheryl*, 2013  
23 WL 3943606, at \*2 (D. Nev. 2013).

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Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that defendants' motion to dismiss (doc. # 5) be, and the same hereby is, DENIED without prejudice.

DATED February 12, 2014.

  
UNITED STATES DISTRICT JUDGE